



**RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

OFFICE / DIVISION OF WASTE MANAGEMENT

235 Promenade Street, Room 380
Providence, Rhode Island 02908

LETTER OF COMPLIANCE

File No. SR-07-0255

Formerly Case No. 2000-044

October 16, 2017

Joseph Guarnaccia, EHS Remediation Specialist
BASF Corporation
100 Park Avenue
Florham Park, New Jersey 07932

RE: Remedial Action Work Closure Report, Addendums and Recorded ELURs
Ciba -Geigy facility
180 Mill Street
Cranston, Rhode Island
Plat Map 4 / Lots 111,112, 114, 1108 and 2630

Dear Mr. Guarnaccia:

On November 9, 2011, the Rhode Island Department of Environmental Management (the Department) enacted the amended Rules and Regulations for the Investigation and Remediation of Hazardous Material Releases (the Remediation Regulations). The purpose of these regulations is to create an integrated program requiring reporting, investigation, and remediation of contaminated sites in order to eliminate and/or control threats to human health and the environment.

In the matter of the above-referenced property, specifically Plat Map 4/ Lots 111, 112, 114, 1108 and 2630, (the Site), the Department's Office of Waste Management (OWM) is in receipt of the following documentation submitted pursuant to the Remediation Regulations in response to the reported release at the Site:

1. Remedial Action Closure Report-(Lots 111,112,114, 1108 and 2630) dated March 1, 2017, received by the Department on March 6, 2017 and prepared by AEI Consultants;
2. Remedial Action Closure Report-Addendum I (Lots 111,112,114 and 1108) dated August 29, 2017, received by the Department on August 30, 2017, and prepared by AEI Consultants;
3. Remedial Action Closure Report -Final Action Activity (Lots 111, 112 and 114) dated August 29, 2017 and received September 29, 2017;
4. A certified copy of the Department approved Environmental Land Usage Restriction (ELUR) and Soil Management Plan (SMP), which was recorded in the City of Cranston Land Evidence Records for the subject properties (Lots 111, 112 and 114) on September 20, 2017 (Book LR5477, Pages 285-294), received by the Department on September 21, 2017; and

Ciba Geigy Facility, 180 Mill Street, Cranston
Letter of Compliance



SEMS DocID

643673

October 16, 2017
Page 1 of 3

5. A certified copy of the Department approved Environmental Land Usage Restriction (ELUR) and Soil Management Plan (SMP), which was recorded in the City of Cranston Land Evidence Records for the subject property (Lots 1108 and 2630) on September 20, 2017 (Book LR5477, Pages 295-311), received by the Department on September 21, 2017.

Based upon the information and representations in the aforementioned documents, and the Department's receipt of the recorded ELURs and SMPs, the OWM concurs that the property is in compliance with the Remediation Regulations at this time.

Please be advised, however, that the Department reserves the right to require additional actions at the subject Site pursuant to the Remediation Regulations should any of the following occur:

- Conditions at the property previously unknown to the Department are discovered;
- Information previously unknown to the Department becomes available;
- Policy or regulatory requirements change; and/or
- BASF, or any future holder(s) of any interest in the property fails to adhere to the terms and conditions of the ELUR and/or the SMP for the properties.

Please also be advised that in accordance with the ELUR, the property must be inspected by an environmental professional *or* company representative with knowledge of past and present Site conditions on an annual basis to evaluate the compliance status of the Property. For your convenience, a copy of the Annual Compliance Evaluation Form is attached. The first evaluation for this Properties are due on or before September 20, 2018.

Finally, please be advised that nothing in this Letter of Compliance relieves any Responsible Party, or the Site, from compliance with all other applicable local, State, or Federal rules, regulations, and requirements.

If you have any questions regarding this letter or would like the opportunity to meet with Department personnel, please contact me by telephone at (401) 222-2797, ext. 7102, or by E-mail at jeff.crawford@dem.ri.gov.

Sincerely,



Jeffrey Crawford, Project Manager
Principal Environmental Scientist
Office of Waste Management

Authorized by,



Kelly Owens
Supervising Engineer
Office of Waste Management

cc: Frank Battaglia, USEPA-Region 1
Kim Tisa, USEPA Region 1, TSCA

Attachment: Annual Compliance Evaluation Form